

JPW

AMENDMENT TRANSMITTAL LETTER			ATTORNEY'S DOCKET NO. USF-T195XC1
SERIAL NO. 10/764,728	FILING DATE January 26, 2004	EXAMINER Amelia A. Owens	GROUP ART UNIT 1625
INVENTION Polyphenol Proteasome Inhibitors, Synthesis, and Methods of Use			

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Transmitted herewith is an amendment in the above-identified application.

- ☐ Small entity status of this application under 37 CFR 1.27 has been established by a verified statement previously submitted.
- ☒ Applicant claims small entity status.
- ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
- ☐ No additional fee is required.
- ☒ The fee has been calculated as shown below:

(1)		(2)		(3)	SMALL ENTITY		<u>OR</u>	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		RATE	ADDIT. FEE
TOTAL	* 37	MINUS	** 35	2	\$25	\$50.00	<u>OR</u>	\$50	\$0.00
INDEP.	* 10	MINUS	*** 8	2	\$100	\$200.00		\$200	\$0.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				0	\$180	\$ 0.00		\$360	\$0.00
					Total addit. fee	\$250.00		Total addit. fee	\$0.00

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the Highest No. Previously Paid For IN THIS SPACE is less than 20, enter "20."

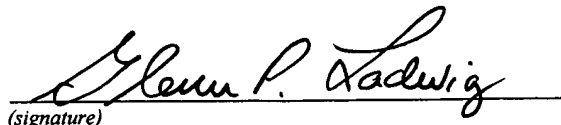
*** If the Highest No. Previously Paid For IN THIS SPACE is less than 3, enter "3."

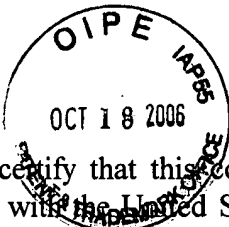
The Highest No. Previously Paid For (Total or Indep.) is the highest number found in the appropriate box in Col. 1.

- ☒ Please charge my Deposit Account No. 19-0065 in the amount of \$ 250.00.
- ☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0065. Two additional copies of this paper are enclosed.
- ☒ Any additional filing fees required under 37 CFR 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.

October 16, 2006

(date)


(signature)



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on October 16, 2006

Glenn P. Ladwig
Glenn P. Ladwig, Patent Attorney

PRELIMINARY AMENDMENT
Examining Group 1625
Patent Application
Docket No. USF-T195XC1
Serial No. 10/764,728

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Amelia A. Owens
Art Unit : 1625
Applicants : Q. Ping Dou, Tak-Hang Chan, David M. Smith
Serial No. : 10/764,728
Filed : January 26, 2004
Confirm. No. : 1642
For : Polyphenol Proteasome Inhibitors, Synthesis, and Methods of Use

MS AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Please amend the above-identified application as follows:

10/18/2006 EAREGAY1 00000022 190065 10764728

01 FC:2201 200.00 DA
02 FC:2202 50.00 DA



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on October 16, 2006.

Glenn P. Ladwig
Glenn P. Ladwig, Patent Attorney

ELECTION UNDER 35 U.S.C. §121
Examining Group 1625
Patent Application
Docket No. USF-T195XC1
Serial No. 10/764,728

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Amelia A. Owens
Art Unit : 1625
Applicants : Q. Ping Dou, Tak-Hang Chan, David M. Smith
Serial No. : 10/764,728
Filed : January 26, 2004
For : Polyphenol Proteasome Inhibitors, Synthesis, and Methods of Use

MS AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ELECTION UNDER 35 U.S.C. §121

Sir:

In response to the written restriction requirement dated September 14, 2006, the applicants hereby elect, with traverse, to prosecute the Group II claims, *e.g.*, claims 1 and 2, in part, drawn to compounds GTP-1, GTP-4, and GTP-5.

The applicants respectfully traverse the restriction requirement and request that the Examiner rejoin the inventions of Groups II and III (claims 1 and 2, in part, drawn to compounds GTP-1, GTP-2, GTP-3, GTP-4, and GTP-5). It is respectfully submitted that rejoinder of the inventions would not create an undue search or examination burden on the Examiner or the Patent Office. The subject matter of Groups II and III is within the same field of search.

A Preliminary Amendment accompanies this Election, in which claims 36 and 37 are added. Claim 37, which recites a compound having the formula B, encompasses the compounds of Groups II and III (GTP-1, GTP-2, GTP-3, GTP-4, and GTP-5). Accordingly, the applicants request that the claims of Groups II and III, and claim 37, be examined in the subject application.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§1.16 or 1.17 as required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,



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GPL/mv

Attachment: Preliminary Amendment